IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO. 942 OF 2004

IN

SUIT NO. 2219 OF 2004

Everest Plastics Corporation
(Prop. Kutub B. Dhariwala. .. Plaintiff

vs.

Ahmed Ommerbhoy
& Ors. .. Defendants.

Mr. P.N. Ganwani i/by Zohair & Co.
for plaintiff.
Mr. Clistopher D'Souza a/w. Sunil Perreira
i/by M/s. Legal Asso. for defendant
no. 7.
Mr. S.N. Maniyar for defendant no.3.

CORAM : S.U.KAMDAR, J.

DATE : 19th OCTOBER, 2005.

P.C.

. The learned Advocate appearing for the court Receiver, High Court, states that an amount of 20% in accordance with the order dated 29.3.2005 will be paid within one week from today. In so far as the balance claim is concerned as of today, is against

the partnership firm and the partnership firm is already dissolved. The accounts has not yet been settled of the said partnership firm. In that view of the matter, at this stage it is not possible to grant any interim orders. In view thereof, the learned counsel for the plaintiff seeks leave to withdraw the summons for judgment with liberty to take out fresh summons for judgment after the accounts of the partnership firm are settled by the Court Receiver who is incharge of the dissolved firm. Summons for judgment disposed of accordingly.

2. Receiver to act on authenticated copy of this order.